IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTY FIRST DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

-

WRIT PETITION NO : 981 of 2005

Between:

M. Henry,

S/o Pullaiah, Aged 75 years, Hindu, Occ: Retired Employee,

R/o TRT 229 Quarters, Vidyanagar Colony, Hyderabad.

..... PETITIONER

AND

The Commissioner of Labour,

RTC Cross Roads, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, direction, or order particularly one in the nature of writ of Mandamus declaring the action of the respondent herein in not taking appropriate decision on the representations of the petitioner dated 22-07-2004 and 30-11-2004 as illegal, arbitrary, unconstitutional and violative of Article 14 of the Constitution of India and consequently to direct the respondent herein to allot the land to an extent of 30 to 40 sq. yards which is in his occupation and possession ever since from original allotment in terms of G.O.Ms.No.67 dated 28-11-2000 and execute the sale deed in his favour forth with.

Counsel for the Petitioner: MR.ATCHUTANANDA DONDETI

Counsel for the Respondent: GP FOR LABOUR

The Court made the following :

O R D E R:

The petitioner claims to have made two representations dated 22-07-2004 and 30-11-2004 to the respondent requesting that the adjacent land to his quarter admeasuring about 30 to 40 sq. yards may be allotted in terms of G.O.Ms.No.67 dated 28-11-2000. His grievance is that no action has been taken by the respondent so far and seeks directions in the matter.

Heard learned counsel for the petitioner and leaned Government Pleader for Labour.

The petitioner states that he has been allotted a quarter - TRT 229 way back in the year 1965. The area of the quarter is said to be 188 sq. yards. Stating that there is an adjacent land of 30 to 40 sq. yards belonging to the Government, the petitioner submitted representations to the respondent for selling the same.

The question as to whether the respondent intends to alienate the

site of 30 to 40 sq. yards adjacent to the quarter of the petitioner and if so, the modalities which the respondent has to adopt, cannot be adjudicated by this Court, at this stage. However, once the petitioner had made a representation invoking the Government orders, the respondent is under obligation to consider the same and pass appropriate orders within a reasonable time.

Hence, the writ petition is disposed of directing the respondent to pass appropriate orders on the representations made by the petitioner dated 22-07-2004 and 30-11-2004 within a period of four weeks from the date of receipt of a copy of this order. No costs.

(L. NARASIMHA REDDY, J)

Date: 31-01-2005

ghn/pan

To

1. The Commissioner of Labour,

RTC Cross Roads, Hyderabad.

2. Two CCs to the Government Pleader for Labour, High Court Buildings, Hyderabad. (O.U.T)

3. Two CD copies.